

COMMISSIONERS' PROCEEDINGS, MONDAY, NOVEMBER 26, 2012 AT 6:00 P.M. IN THE COMMISSION CHAMBERS AT CITY HALL, 320 W 3RD, ELK CITY, OKLAHOMA.

PUBLIC HEARING FOR ANNEXATION:

#1

Petitioner:Derrel Nutley

Address:Part of Blocks Six (6) & Seven (7) of the Reyburn Addition

Legal Description: A part of Block Six (6) and Seven (7) of the Reyburn Addition to the City of Elk City, Oklahoma, described by metes and bounds as follows: Beginning at a point 22.0 feet East of the Southwest Corner of said Block 7; thence West 162.0 feet; thence North 175.0 feet; thence East 162.0 feet; thence South 175.0 feet to the point of beginning, containing 0.6508 acres more or less.

Proposed Zoning:C-2, Highway Commercial and Commercial Recreation District

Public participation

Planning and Zoning recommendation

Public hearing closed.

#2

Petitioner:Bobby D Johnson

Address:Part of Blocks Six (6), Seven (7) & Eleven (11) and all of Blocks Eight (8), Nine (9) & Ten (10) of the Reyburn Addition

Legal Description: Part of Block 7, 8, 9, & 10 of the Reyburn Addition to Elk City, Oklahoma. Described as follows: Beginning at the NE corner of Block 9; S00°03'07"W 383.12 feet; thence S00 ° 03'07" E 383.12 feet; thence N 89 ° 30'46" E 285.23 feet to the point of beginning. Containing 2.51 acres, more or less. Part of Block 6, 7, 10, & 11 of the Reyburn Addition to Elk City, Oklahoma. Described as follows: Beginning at a point that bear S 89 °30'46" W 68.22 feet from the NE corner of Block 10; thence S00 °03'07"W 383.12 feet; thence S89 °30'46" W 371.80 feet; thence N00 °03'07" E383.12 feet, thence N89 °30'46" E 371.80 feet to the point of beginning. Containing 3.27 acres, more or less. Part of Block 6 & 7 of the Reyburn Addition to Elk City, Oklahoma. Described as follows: commencing at the NE corner of Block 7, thence S89 ° 30'46" W 68.22 feet; thence S00 ° 03'07: W 33.10 feet to the point of beginning; thence S00 ° 03'07" 266.91 feet; thence S89 ° 30'48"W 209.80 feet, thence N00 ° 03'07" E 175.00 feet; thence S89 ° 30'46"E 371.60 feet to the point of beginning . Containing 1.63 acres, more or less.

Proposed Zoning: C-2, Highway Commercial and Commercial Recreation District

Public participation

Planning and Zoning recommendation

Public hearing closed

INVOCATION:

FLAG SALUTE: Commissioner Tom Davis

Commission to consider and approve or disapprove the minutes of the November 5th meeting.

1. Commission to consider and approve or disapprove an executive session to discuss negotiations concerning the Elk City Police Department Fraternal Order of Police Chapter pursuant to Title 25, Oklahoma Statutes, Section 307(B)(2).

2. Reconvene meeting.

3. Commission to consider and approve or disapprove action on issues discussed in executive session.

4. Commission to consider and approve or disapprove executive session to discuss performance review and procedures for City Manager pursuant to 25 O.S. 307(B)(1).

5. Reconvene meeting.

6. Commission to consider and approve or disapprove action on issues discussed in executive session.

7. Commission to consider and approve or disapprove Change Order #5, 2011 Paving Improvements of an increase of \$53,345.04 for Caswell Construction.

8. Commission to consider and approve or disapprove Pay Request #2 to Caswell Construction, \$160,716.16, for 2011 Paving Improvements.

9. Commission to consider and approve or disapprove Resolution 2012-13: A Resolution concerning Bridge Inspection Responsibility by Local Government for compliance with National Bridge Inspection Standards.

10. Commission to consider and approve or disapprove TIF reimbursement to HX4, LLC in the amount of \$50,000.00 (September 1, 2012 and December 1, 2012 payments).

11. Commission to consider and approve or disapprove the surplus of two (2) barrels of used water meters and scrap metal to be sold and 11 battery backups, scanner, two (2) computer monitors, laptop, two (2) mouse and printer cartridges to be recycled.

12. Introduction of Ordinance No. 1149: An Ordinance of the City of Elk City, Oklahoma annexing a 0.6508 acre tract of property in the Reyburn Addition to the City of Elk City, Beckham County, Oklahoma; classifying the zoning thereof; classifying the ward thereof.

13. Introduction of Ordinance No. 1150: An Ordinance of the City of Elk City, Oklahoma annexing Commission a 7.41 acre tract of property in the Reyburn Addition to the City of Elk City, Beckham County, Oklahoma; classifying the zoning thereof; classifying the ward thereof.

14. Commission to consider and approve or disapprove Mayor Mullican's appointment and reappointments to the following Boards:

Elk City Museum Board
Elk City Library Board

L V Baker, term November 2012-2017
Jeff Jackson, term November 2012-2015

Elk City Planning and Zoning Board and Board of Adjustments

Rocky Andresen, term November 2012-2015

15. Commission to consider and approve or disapprove Purchase Orders FY 12-13 & recurring invoices for November 26, 2012.

16. City Manager's Report:

(1) Discussion of ongoing projects.

17. City Treasurer's Report:

(1) Commission to consider and approve or disapprove City Treasurer Monthly report.

(2) Report on sales tax and use tax collection

(3) Report on TIF collection

18. **Public Comment (3-minute time limit per individual)

19. Motion to adjourn the meeting.

**The City Commission cannot legally enter into discussion or take action on any item addressed under public comment. State law dictates that only those matters specifically appearing on the Commission agenda may be discussed or voted upon by the City Commission. Public comment exist to allow members of the public an opportunity to bring their concerns to the attention of the City Commission. However, to prevent any potential violations of the Oklahoma Open Meeting Act, no interaction or discussion will occur with regard to any item addressed under public comment. Should action be deemed to be necessary, an item will appear on the next

meeting agenda for discussion and/or possible City Commission action.